## Exhibit A

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0: With (# 4106)

**Telefax** 

of Tre Joh Rob Gö



Gefaxt

21st May, 2008

21.05.08 16.40

AN / TO TELEFAX / FAX +0044 1932 848 660

Tony Franco

FIRMA / COMPANY

Drummond Coal Ltd.

UK

BETREFF / REFERENCE

**Purchase Confirmation** 

SEITEN GESAMT PAGES

2

Dear Tony,

We confirm our yesterday's transaction having bought from you as follows:

Quantity / Quality:

2 cargoes, each 150.000 mt / +- 10 % Drummond Columbian Coal with the

following specification on as received basis

Total moisture:

12-14 % (max. 15 %)

Ash:

6-11%

Sulphur:

0,6-0,8 % (max. 1 %)

Volatiles:

32-39 %

Net calorific value:

6.000 kcal / kg

(5.825 kcal / kg min.)

Price:

\$ / mt 123,60 FOB trimmed Puerto Drummond, based on a net CV of 6.000 kcal / kg with pro rata adjustment

Delivery:

each one cargo in first and second half 2009. Exact loading dates still to be narrowed Klaus Bittmann Power Utilities Telefon +49 201 8

Telefon +49 201 801-3518 Telefax +49 201 801-3573 Mobil +49 172 20 969 20 Klaus.Bittmann@evonik.com

Evonik Trading GmbH Rüttenscheider Str. 1-3 45128 Essen Telefon +49 201 801-04 Telefax +49 201 801-3501 www.evonik.com/trading

Vorsitzender des Beirates Dr. Wolfgang Cieslik

Geschäftsführung Heiko Pafferath (Vors.) Jochen Buchloh

Sitz der Gesellschaft: Essen Registergericht: Amtsgericht Essen Handelsregister 8 10521

Bankverbindung Dresdner Bank AG, Essen (BLZ 360 800 80) Konto-Nr. 551231100



Please let us have your formal contact draft as soon as possible.

Once again we thank you for the deal and we look forward to a good cooperation in the future.

Kind regards,

Evonik Trading GmbH

ko Pafferath Klaus Bittmann

Case 1:11-cv-00940-NRB Document 33-1 Filed 05/16/14 Page 44017 and

**Telefax** 

0: With (#4104)
4 1 %
Fre
Ros

**Gefaxt** 21.05.08
16.43
Be



21st May, 2008

Dear Tony,

We confirm our yesterday's transaction having bought from you as follows:

Quantity / Quality:

2 cargoes, each 150.000 mt / +- 10 % Drummond Columbian Coal with the following specification on as received basis

Total moisture:

12-14,5 % (max. 17 %)

Ash:

6-11%

Sulphur:

0,6-0,8 % (max. 1 %)

Volatiles:

32-39 %

Net calorific value:

6.000 kcal / kg

(5.825 kcal / kg min.)

Price:

\$ /mt 121,00 FOB trimmed Puerto Drummond, based on a net CV of 6.000 kcal / kg with pro rata adjustment

Delivery:

each one cargo in first and second half 2010. Exact loading dates still to be narrowed Klaus Bittmann Power Utilities

Telefon +49 201 801-3518 Telefax +49 201 801-3573 Mobil +49 172 20 969 20 Klaus, Bittmann & evonik.com

Evonik Trading CmbH Ruttenscheider Str. 1-3 45128 Essen Telefon +49 201 801-04 Telefax +49 201 801-3501 www.evonik.com/trading

Vorsitzender des Beirates Dr. Wolfgang Cieslik

Geschäftsführung Heiko Pafferath (Vors.) Jochen Buchloh

Sitz der Gesellschaft: Essen Registergericht: Amtsgericht Essen Handelsregister 8 10521

Bankverbindung Dresdner Bank AG, Essen (BLZ 360 800 80) Konto-Nr. 551231100



Please let us have your formal contact draft as soon as possible.

Once again we thank you for the deal and we look forward to a good cooperation in the future.

Kind regards,

Evonik Trading GmbH

1. 11 Jan

ko Pafferath Klaus Bittman

## **Telefax**





Mr	TELEFAX / FAX +44 1932 848 660	28th May, 2008
Tony Franco		0: (Ditth BELH#
FIRMA / COMPANY	TELEFON / FON	#4139
Drummond Coal Ltd.		CC: 186
UK		
		THE
BETREFF / REFERENCE	l semen cesamt	Col
	PAGES	Ge"
Purchase Confirmation	2	<b>₩</b> ₽
		(E)

Dear Tony,

We confirm our today's transaction having bought from you as follows:

Quantity / Quality: 4 cargoes, each 150.000 mt / +- 10 %

Drummond Colombian Coal with the following specification on as received basis

Total moisture: 12-14,5 % (max. 17 %)

Ash: 6-11 %

Sulphur: 0,6-0,8 % (max. 1 %)

Volatiles: 32–39 %

Net calorific value: 6.000 kcal / kg

(5.825 kcal / kg min.)

Price: \$\sqrt{mt 135,00 FOB trimmed}

Puerto Drummond, based on a net CV of 6.000 kcal / kg with pro rata adjustment

Delivery: each one cargo in each quarter 2010.

Exact loading dates still to be narrowed

Please let us have your formal contact draft as soon as possible.

Klaus Bittmann Power Utilities

Telefon +49 201 801-3518 Telefax +49 201 801-3573 Mobii +49 172 20 969 20 Klaus.Bittmann@evonik.com

Evonik Trading GrnbH Rüttenscheider Str. 1-3 45126 Essen Telefon +49 201 801-04 Telefax +49 201 801- 3501 www.evonik.com/trading

Vorsitzender das Belrates Dr. Wolfgang Clesiik

Geschäftsführung Heiko Pafferath (Vors.) Jochen Buchloh Klaus Nadolny

Sitz der Gesellschaft: Essen Registergericht: Amtsgericht Essen Handelsregister B 10521

Bankverbindung Dresdner Bank AG, Essen (BLZ 360 800 80) Konto-Nr. 551231100



Once again we thank you for the deal and we look forward to a good cooperation in the future.

Kind regards,

Evonik Trading GmbH

Heiko Pafferath

Vlaus Pittmann